

**APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC  
WATERS OF THE STATE OF NEVADA**

Date of filing in State Engineer's Office JAN 12 2004

Returned to applicant for correction \_\_\_\_\_

Corrected application filed \_\_\_\_\_

Map filed JAN 12 2004

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The applicant **Brian Cooper** hereby make(s) application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association give names of members.)

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1. The source of the proposed appropriation is **Underground**
2. The amount of water applied for is **0.06** second-feet
  - (a) If stored in reservoir give number of acre-feet
3. The water to be used for **Quasi-municipal**
4. If use is for:
  - (a) Irrigation, state number of acres to be irrigated
  - (b) Stockwater, state number and kinds of animals to be watered
  - (c) Other use (describe fully under No. 12. "Remarks") **N/A.**
  - (d) Power:
    - (1) Horsepower developed
    - (2) Point of return of water to stream
5. The water is to be diverted from its source at the following point **within the SE $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 21, T.16N., R.63E., M.D.B.&M., or at a point from which the South  $\frac{1}{4}$  corner of Section 21, T.16N., R.63E., M.D.B.&M., bears S. 16°21'17" E., 1,023.49 feet distant.**
6. Place of Use **Portions of the SE $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 21, T.16N., R.63E., M.D.B.&M. Parcels 1, 2 and 3 of White Pine County Map No. 797.**
7. Use will begin about **January 1st** and end about **December 31st** of each year.
8. Description of proposed works **A well will be drilled and pumped to each home.**
9. Estimated cost of works is **\$150,000.00**
10. Estimated time required to construct works **5 years**
11. Estimated time required to complete the application of water to beneficial use **10 years**
12. Remarks: **This Application is proposed to serve three (3) homes at an estimated consumptive rate of 0.0116 cfs, 24 hours per day, 365 days per year for an estimated annual consumption of 2.7375 million gallons, 2500 gpd per home. 0.9125 mga per home.**

Dean Neubauer, W.R.S., Agent  
By s/Dean Neubauer  
824 East Aultman Street  
Ely, Nevada 89301

Compared cmf/sam . ag/ sam

Protested \_\_\_\_\_

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APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to existing rights. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level. This well shall be equipped with a two (2) inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of water begins, or before the Proof of Completion of Work is filed. This source is located within an area designated by the State Engineer, pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit is issued under the provisions of NRS 534.120(2) as a preferred use.

(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.06 cubic feet per second, but not to exceed 1,095 million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before:

December 14, 2006

Proof of completion of work shall be filed on or before:

January 14, 2007

Water must be placed to beneficial use on or before:

December 14, 2008

Proof of the application of water to beneficial use shall be filed on or before:

January 14, 2009

Map in support of proof of beneficial use shall be filed on or before:

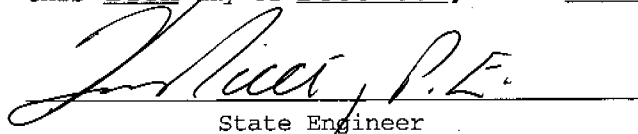
N/A

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 14th day of December, A.D. 2004

  
State Engineer

Completion of work filed \_\_\_\_\_

Proof of beneficial use filed \_\_\_\_\_

Cultural map filed N/A

Certificate No. \_\_\_\_\_ Issued \_\_\_\_\_